IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY EIGHTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 26769 of 1997

Between:

K. Reddappa Rao S/o. K. Govinda Rao
R/o. H.No. XII-175, Fort Street, Mandanapalli,
Chittoor.

..... PETITIONER

AND

1 Government of A.P. rep. by its Secretary, Panchayat Raj

Department, Secretariat Buildings, Hyderabad.
2 The Superintending Engineer, Panchayat Raj,
Chittoor. (Dismissed for default as per court order Dt. 24/8/2000
as against R.2.)

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or writ one in the nature of Writ of Mandamus declaring the action of the respondents imposing condition in Clause No.3 in Proceedings Short Tender Notice No.7/97-98 dt. 26-9-97 that the EMD is to be paid through National Savings Certificates or postal Saving term deposit certificates in favour of the Executive Engineer, Panchayat Raj, Department for issuance of tender schedules, as arbitrary, illegal, unjust, discriminatory and unconstitutional consequently direct the respondents to accept the application of the petitioner with demand draft for EMD, for issuance of tender schedules.

Counsel for the Petitioner:SMT.N.SHOBA

Counsel for the Respondent No.: GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court made the following :

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION No : 26769 of 1997

ORDER:

Learned counsel for the petitioner represents that the cause in this writ petition does not survive and it has become infructuous.

Recording the same, the Writ Petition is dismissed as having become infructuous. No costs.

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(N.V. RAMANA, J)

Date: 28th March, 2005.

mrb

To

1 Government of A.P. rep. by its Secretary, Panchayat Raj

Department, Secretariat Buildings, Hyderabad.
2. The Superintending Engineer, Panchyat Raj, Chittoor.

3. Two CCs to GP for Panchayat Raj & Rural Development,

High Court Buildings(OUT)

4. Two CD copies.